

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

In re: ARC AIRBAGS INFLATORS
PRODUCTS LIABILITY LITIGATION

ALL CASES

Case No.: 1:22-md-03051-ELR

MDL No. 3051

Judge Eleanor L. Ross

**UNOPPOSED MOTION FOR
EXTENSION OF BRIEFING
DEADLINES WITH RESPECT
TO ZF FRIEDRICHSHAFEN
AG’S MOTION TO DISMISS
PLAINTIFFS’ CORRECTED
CONSOLIDATED CLASS
ACTION COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 6(b), Plaintiffs respectfully request that the Court (1) grant Plaintiffs a 14-day extension, through and including December 23, 2024, within which to file their Response to Defendant ZF Friedrichshafen AG’s Motion to Dismiss Plaintiffs’ Consolidated Class Action Complaint filed by (the “ZF AG Motion to Dismiss”); and (2) grant Defendant ZF Friedrichshafen AG (“ZF AG”) a 15-day extension, through and including January 21, 2025, within which to file its Reply in Support of Its Motion to Dismiss.

In support thereof, Plaintiffs state as follows:

1. Plaintiffs filed their Consolidated Class Action Complaint on June 28, 2023. ECF No. 94.

2. On October 12, 2023, Plaintiffs moved for an order authorizing service pursuant to Federal Rule of Civil Procedure 4(f)(3) on the foreign defendants to this action, including ZF AG. ECF No. 176.

3. On December 14, 2023, the Court denied that motion. ECF No. 218.

4. Accordingly, Plaintiffs served ZF AG with the summons and Consolidated Class Action Complaint through the Hague Service Convention. Service was effectuated on November 4, 2024. ECF No. 279-1 at 1 n.2.

5. ZF AG filed the ZF AG Motion to Dismiss on November 25, 2024. ECF No. 279.

6. Pursuant to Local Rule 7.1(B), Plaintiffs' Opposition to the ZF AG Motion to Dismiss would be due on December 9, 2024.

7. Pursuant to Local Rule 7.1(C), ZF AG's Reply in Support of its Motion to Dismiss would be due on December 23, 2024.

8. Due to the numerous issues raised in the ZF AG Motion to Dismiss, and because the current briefing schedule falls around the year-end holiday period, Plaintiffs submit that a brief extension of the current deadlines for both sides would be appropriate. This request is submitted in good faith and is not intended to cause undue delay, unnecessary burden, or needless expense.

9. Accordingly, Plaintiffs seek a 14-day extension of the deadline for Plaintiffs' Response to the ZF AG Motion to Dismiss (for a total response period of 28 days), and a 15-day extension of the deadline for ZF AG's Reply in support of its Motion to Dismiss (for a total reply period of 29 days).

10. Counsel for Plaintiffs conferred with counsel for ZF AG before filing this motion. Counsel for ZF AG informed counsel for Plaintiffs that ZF AG does not oppose the relief sought in this motion.

Therefore, for good cause shown, Plaintiffs respectfully request that the Court enter an Order (1) granting Plaintiffs a 14-day extension, through and including December 23, 2024, within which to file their Response to the ZF AG Motion to Dismiss; and (2) granting ZF AG a 15-day extension, through and including January 21, 2025, within which to file its Reply in Support of Its Motion to Dismiss. A proposed order granting this relief is attached.

Dated: November 27, 2024

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CERTIFICATION

Pursuant to Civil Local Rule 7.1, the undersigned counsel certifies that this brief has been prepared with one of the font and point selections approved by the Court in Civil Local Rule 5.1.

/s/ David Stellings
David Stellings

CERTIFICATE OF SERVICE

On November 27, 2024, I hereby certify that I have caused a true and correct copy of the foregoing to be filed with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing to all counsel of record.

/s/ David Stellings
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